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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

JASON KIBBEE,

Plaintiffs,

vs.

SMITH-PALLUCK ASSOCIATES CORP.,
doing business as LAS VEGAS ATHLETIC
CLUBS,

Defendant.

Case No.: 2:18-cv-01848-APG-GWF

**STIPULATION AND ORDER TO
EXTEND MOTION TO DISMISS
BRIEFING DEADLINES [FIRST
REQUEST]**

STIPULATION AND ORDER TO EXTEND MOTION TO DISMISS BRIEFING DEADLINES [FIRST
REQUEST] - 1

1 Plaintiff Jason Kibbee (“Plaintiff”), by and through his counsel of record, and Defendant
2 Smith-Palluck Associates Corp., doing business as Las Vegas Athletic Clubs (“LVAC”) have
3 agreed and stipulated to the following:

4 1. On September 24, 2018, Plaintiffs filed a Complaint [ECF Dkt. 1].

5 2. On November 16, 2018, LVAC filed a Motion to Dismiss the Complaint [ECF
6 Dkt.7].
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8 3. Plaintiff’s Response is due November 30, 2018. LVAC’s Reply in Support of the
9 Motion to Dismiss would thereafter be due December 7, 2018.

10 4. Plaintiff and LVAC have agreed to extend Plaintiff’s response ten days in order to
11 allow Plaintiff’s counsel to contact the clients to address LVAC’s pending motion to dismiss and
12 obtain approval to file the response. Plaintiff and LVAC have also agreed to extend LVAC’s reply
13 ten days to account for the holiday season. As a result, both Plaintiff and LVAC hereby request
14 this Court to further extend the date for Plaintiff to respond to LVAC’s Motion to Dismiss
15 Complaint until **December 10, 2018, and LVAC’s Reply in Support of its Motion to Dismiss**
16 **on or before December 27, 2018.** This stipulation is made in good faith, is not interposed for

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1 delay, and is not filed for an improper purpose.

2 IT IS SO STIPULATED.

3 Dated November 28, 2018.

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5 /s/ Miles N. Clark

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19 /s/ Joel E. Tasca

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Kibbee v. Smith-Palluck Associates Corp.
2:18-cv-01848-APG-GWF

ORDER GRANTING
STIPULATION TO EXTEND
MOTION TO DISMISS BRIEFING DEADLINES

21 IT IS SO ORDERED.

22 

23 UNITED STATES DISTRICT JUDGE

24 Dated: November 28, 2018.